

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on December 16, 2014.

Mayor Gover presided and called the meeting to order at 6:30 p.m.

Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner Rick Hall, YEA Commissioner Preston Owen, and YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Kyle Gill, City Attorney Janett Winter-Black, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Fire Chief Tony Nichols, Police Chief Jeff Branson, Arts & Tourism Director Angelia Burgett, and City Clerk Susan O'Brien.

### **CONSENT AGENDA**

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting December 2, 2014; bills and payroll for the first half of December, 2014.

#### **Bills and Payroll for the first half of December, 2014**

##### **General Fund**

Payroll		\$	239,187.98
Bills		\$	<u>577,384.15</u>
	Total	\$	816,572.13

##### **Hotel Tax Administration**

Payroll		\$	2,045.24
Bills		\$	<u>4,444.95</u>
	Total	\$	6,490.19

##### **Insurance & Tort Fund**

Bills		\$	<u>265,526.00</u>
	Total	\$	265,526.00

##### **Festival Management**

Bills		\$	<u>1,421.11</u>
	Total	\$	1,421.11

##### **Midtown TIF Fund**

Bills		\$	<u>54,990.00</u>
		\$	54,990.00

##### **Broadway East Bus Dist.**

Bills		\$	<u>3,252.85</u>
		\$	3,252.85

##### **Water Fund**

Payroll		\$	43,708.67
Bills		\$	<u>81,178.75</u>
	Total	\$	124,887.42

**Sewer Fund**

Payroll		\$	34,065.23
Bills		\$	505,400.51
	Total	\$	539,465.74

**Heath Insurance Fund**

Bills		\$	113,114.96
	Total	\$	113,114.96

**Motor Fuel Tax Fund**

Bills		\$	8,034.61
	Total	\$	8,034.61

Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

**PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

Mayor Gover opened the floor for Public comments with no response.

- Public comments/presentations and non-agenda items

Mayor Gover announced the agreement between PADS, Attorney Brent Holmes and the City to withdraw the agenda item concerning the special use on Broadway Avenue and reschedule council action to the January 20, 2015 council meeting due to the need for more information on the plans of PADS and alternate location. Mrs. Sharon French addressed the Council stating no notice was given to the proposed PADS neighbors and asked about a petition. Administrator Gill noted the public notice in the newspaper and sign posted in front of the properties in accordance with the zoning code. Mayor Gover opened the floor for additional Public comments with no response.

**NEW BUSINESS**

Commissioner Owen seconded by Commissioner Cox moved to adopt Special Ordinance No. 2014-1583, levying taxes for all corporate purposes for the fiscal year beginning May 1, 2014 and ending April 30, 2015.

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**CITY OF MATTOON, ILLINOIS  
SPECIAL ORDINANCE NO. 2014-1583**

**AN ORDINANCE LEVYING TAXES FOR ALL CORPORATE PURPOSES FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, FOR THE FISCAL YEAR BEGINNING MAY 1, 2014 AND ENDING APRIL 30, 2015**

**BE IT ORDAINED** by the Mayor and City Council of the City of Mattoon, Coles County, Illinois:

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**Section 1. Assumed Equalized Assessed Valuation.** The corporate authorities have assumed the Equalized Assessed Valuation (EAV) of property within the municipality will increase from \$189,874,102 to \$196,742,242, three and sixty-two tenths percent (3.62%) over the previous fiscal year.

**Section 2. Tax Levy.** The amount hereinafter set forth, or so much thereof as may be authorized by law, and the same are hereby levied upon all property subject to taxation within the municipality as that property is assessed and equalized for the current year, to defray expenses and liabilities for the City of Mattoon, Coles County, Illinois, for

the fiscal year beginning May 1, 2014 and ending April 30, 2015. The total property tax levy extension is attached hereto and marked as “Exhibit A” and incorporated herein by reference.

**Section 3. Maximum Rates for Certain Services.** If the equalized assessed value of the municipality ends up lower or higher than the value anticipated by this ordinance, the Coles County Clerk is petitioned to levy the maximum property tax rate authorized by law for General Corporate, Police Protection and Fire Protection.

**Section 4. Tax Abatement for General Obligation Bonds.** Since alternative revenue sources will be sufficient to pay debt service on the City of Mattoon’s General Obligation Bonds, the 2014 tax levy (to be received in 2015) is hereby abated for the following General Obligation Bonds:

<u>Issue</u>	<u>Tax Levy Years</u>	<u>Bond Ordinance Number</u>
Series 2005A Sewer Refunding Bonds	2006 thru 2018	Special Ordinance 2004-1050
Series 2005B Police Refunding Bonds	2006 thru 2019	Special Ordinance 2004-1050
Series 2009A General Obligation Bonds	2009 thru 2027	Special Ordinance 2009-5275
Series 2009B General Obligation Bonds	2009 thru 2027	Special Ordinance 2009-5276
Series 2011 Water Refunding Bonds	2011 thru 2015	Special Ordinance 2011-5326
Series 2014 General Obligation Refunding Bonds	2014 thru 2024	Ordinance 2014-5368

The levy for paying principal and interest on these bonds shall only be abated for the 2014 tax levy. In all other respects, the ordinances that authorized the foregoing bonds shall continue in effect according to the express terms thereof.

**Section 5. Amount to be Raised by Tax Levy.** The amount to be levied for each purpose is placed in a separate column under the heading “Amount to be Raised by Tax Levy”, which appears over same being as follows, to wit:

	<u>Amount Budgeted</u>	<u>Amount To Be Received from Other Sources</u>	<u>Amount To Be Raised By Tax Levy</u>
<b>General Fund</b>			
General Government	914,502	127,533	786,969
Public Safety	10,600,001	7,777,128	2,822,873
Public Works	1,739,881	1,739,881	-0-
Health & Welfare	1,445,749	1,445,749	-0-
Culture & Recreation	1,002,696	855,139	147,557
Economic Development	50,000	50,000	-0-
Debt Service	422,400	422,400	-0-
Other Financing Uses	1,220,227	1,220,227	-0-
Total General Fund	\$ 17,395,456	\$ 13,638,057	\$ 3,757,399

Statutory Authority:

General Corporate Tax (65 ILCS 5/8-3-1): 0.25 Limit	786,969
Fire Protection (65 ILCS 5/11-7-1): 0.15 Limit	295,113
Police Protection (65 ILCS 5/11-1-3): 0.15 Limit	295,114
Parks (65 ILCS 5/11-98-1): 0.075 Limit	147,557
Firemen's Pension (40 ILCS 5/4-118) No Limit	1,066,586

Firemen's Pension (35 ILCS 200/18-185) No Limit	31,914
Policemen's Pension (40 ILCS 5/3-125) No Limit	<u>1,134,146</u>
	\$ 3,757,399

	<u>Amount Budgeted</u>	<u>Amount To Be Received from Other Sources</u>	<u>Amount To Be Raised By Tax Levy</u>
<b>Other Governmental Funds:</b>			
Library Fund	\$ 504,597	\$ 52,090	\$ 452,507
Motor Fuel Tax Fund	1,200,000	1,200,000	-0-
Hotel & Motel Tax Fund	300,033	300,033	-0-
Festival Management Fund	149,000	149,000	-0-
Mobile Equipment Fund	383,170	383,170	-0-
Insurance & Tort Judgment Fund	773,969	773,969	-0-
Revolving Loan Fund	83,794	83,794	-0-
Midtown TIF Fund	345,731	345,731	-0-
East I-57 TIF Fund	7,569	7,569	-0-
South Route 45 TIF District Fund	72,134	72,134	-0-
South Route 45 Business District Fund	45,000	45,000	-0-
Broadway East TIF District Fund	11,100	11,100	-0-
Broadway East Business District Fund	362,663	362,663	-0-
Capital Improvement Fund	<u>\$4,821,624</u>	<u>\$4,821,624</u>	<u>-0-</u>
Total Other Governmental Funds	\$9,060,384	\$8,607,877	\$ 452,507

Statutory Authority:

Library (75 ILCS 5/3-1, 5/3-4, 5/3-7) 0.23 Limit	\$ 452,507
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	<u>Amount Budgeted</u>	<u>Amount To Be Received from Other Sources</u>	<u>Amount To Be Raised By Tax Levy</u>
<b>Enterprise Funds:</b>			
Water Fund	\$ 4,566,695	\$ 4,566,695	-0-
Sewer Fund	<u>5,816,891</u>	<u>5,816,891</u>	<u>-0-</u>
Total Enterprise Funds	\$ 10,383,586	\$ 10,383,586	-0-
<b>All Fund Totals</b>	<b>\$ 36,839,426</b>	<b>\$32,629,520</b>	<b>\$4,209,906</b>

**Section 6.** The City Clerk shall make and file with the Clerk of Coles County, on or before the last Tuesday in December, a duly certified copy of this ordinance.

**Section 7.** If any section, subdivision or sentence of this ordinance shall for any reason be held to be invalid or to be unconstitutional, such decision shall not affect the validity of the remaining part of this ordinance.

**Section 8.** This ordinance shall be in full force and effect after its adoption, as provided by law.

Upon motion by Commissioner Owen, seconded by Commissioner Cox, adopted this 16<sup>th</sup> day of December, 2014, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,  
Commissioner Hall, Commissioner Owen,  
Mayor Gover

NAYS (Names): None

ABSENT (Names) None

Approved this 16<sup>th</sup> day of November, 2014.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ Janett Winter-Black  
Janett Winter-Black, City Attorney

Recorded in the Municipality's Records on December 16, 2014.

Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Graven moved to adopt Special Ordinance No. 2014-1584, declaring personal property owned by the municipality surplus and authorizing the sale or disposal of the property.

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**CITY OF MATTOON, ILLINOIS**  
**SPECIAL ORDINANCE: 2014-1584**

**A SPECIAL ORDINANCE DECLARING THE PERSONAL PROPERTY OWNED BY THE  
MUNICIPALITY SURPLUS AND AUTHORIZING THE SALE OR DISPOSAL OF THE PROPERTY**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON,  
COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** Supplies and equipment identified on Exhibit A to this ordinance are no longer necessary or useful to, or for the best interest of, the City of Mattoon, and are hereby declared surplus to the needs of the City of Mattoon.

**Section 2.** The City of Mattoon, Illinois does not express any warranty or imply any statement of condition of this surplus property. The Department Heads are hereby authorized to administratively sell by the most advantageous means and to negotiate the conditions for the sale, recycle, or otherwise dispose of the property without further formal consideration or approval by the City Council. The City of Mattoon shall reserve the right to accept or reject any and/or all offers for this property.

**Section 3.** The Mayor and City Clerk are authorized and directed to execute any documents necessary to affect the sale or disposal of the property.

**Section 4.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 5.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Graven, adopted this 16<sup>th</sup> day of December, 2014, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,  
Commissioner Hall, Commissioner Owen,  
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 16<sup>th</sup> day of December, 2014.

/s/ Tim Gover  
Tim Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ Janett S. Winter-Black  
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on December 16, 2014.

Mayor Gover noted most items were computer equipment. Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Hall seconded by Commissioner Cox moved to approve Council Decision Request 2014-1561, approving the appointment of Jay Ferguson to the Mattoon Arts Council for an unexpired term of September 30, 2015.

Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2014-1562, awarding the bids for demolition of 713 Lafayette in the amount of \$12,225 and 1107 Shelby in the amount of \$3,495 to TQ Demolition; and awarding bid in the amount of \$9,200 for the demolition of 1712 Lafayette to 3 Swearingen Brothers Inc.

Mayor Gover opened the floor for comments/discussion. Administrator Gill noted the rebidding of the demolitions due to the previously awarded bidder withdrawing from the project.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Graven seconded by Commissioner Cox moved to adopt Resolution No. 2014-2928, appropriating \$591,000 of Motor Fuel Tax funds for the 2015 Street Maintenance uses; approving the 2015 MFT Street Municipal Estimate of Maintenance Costs Statement in the amount of \$590,600; and authorizing the mayor and city clerk to sign the documents. [15-00000-00-GM]



Resolution for Maintenance of

**Streets and Highways by**

BE IT RESOLVED, by the City Council of the City  
of Mattoon, Illinois, that there is hereby appropriated the sum of \$591,000.00 of  
Motor Fuel Tax funds for the purpose of maintaining streets and highways under the applicable provisions  
of the Illinois Highway Code from January 1, 2015 to December 31, 2015.

BE IT FURTHER RESOLVED, that only those street, highways, and operations as listed and described on  
the approved Municipal Estimate of Maintenance costs, including supplemental or revised estimates  
approved in connection with this resolution, are eligible for maintenance Motor Fuel funds during the  
period as specified above.

BE IT FURTHER RESOLVED, that the Clerk shall, as soon as practicable after the close of the period as  
given above, submit to the Department of Transportation, on forms furnished by said Department, a  
certified statement showing expenditures form and balances remaining in the account(s) for this period; and

BE IT FURTHER RESOLVED, that the Clerk shall immediately transmit two certified copies of this

Resolution to the district office of the Department of Transportation, at Effingham,  
Illinois.

I, Susan J. O'Brien Clerk in and for the City  
of Mattoon, County of Coles  
hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by  
the City Council at a meeting on December 16, 2014

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 17<sup>th</sup> day of December, 2014.

(SEAL) Susan J. O'Brien City Clerk

APPROVED \_\_\_\_\_

\_\_\_\_\_  
Date

Department of Transportation

Regional Engineer

Mayor Gover opened the floor for questions/comments with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Hall seconded by Commissioner Owen moved to approve Council Decision Request 2014-1563: Approving the employment of Jennifer B. Carey as a full-time Ambulance Billing Clerk/Administrative Assistant in the Fire Department with a salary of \$29,120 per year effective January 1, 2015.

Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Graven moved to adopt Ordinance No. 2014-5372, amending Title XI: Business Regulations of the municipal code to establish Chapter 118: Sexually Oriented Businesses, regulating the businesses.

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## **CITY OF MATTOON, ILLINOIS**

### **ORDINANCE NO. 2014-5372**

#### **AN ORDINANCE AMENDING THE CODE OF ORDINANCE BY ADDING CHAPTER 118: "SEXUALLY ORIENTED BUSINESSES"**

**WHEREAS**, the corporate authorities of the City of Mattoon are authorized by the Illinois Municipal Code, 65 ILCS 5/11-42-5, to "license, tax, regulate, or prohibit . . . theatricals and other exhibitions, shows, and amusements and may license, tax, and regulate all places for eating or amusement;" and,

**WHEREAS**, the City may license or regulate businesses operating an "adult entertainment facility" under 65 ILCS 5/11-42-10.2 as defined in Section 11-5-1.5; and

**WHEREAS**, the corporate authorities of the City of Mattoon are authorized by the Illinois Municipal Code, 65 ILCS 5/11-60-2, to "define, prevent, and abate nuisances;" and,

**WHEREAS**, the corporate authorities of the City of Mattoon are authorized by the Illinois Municipal Code, 65 ILCS 5/11-20-5, to "do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of diseases;" and,

**WHEREAS**, the corporate authorities of the City of Mattoon deem it to be in the interest of the public health, safety, and welfare of the residents of the City of Mattoon to amend the City Code to provide for the licensing of adult entertainment facilities and sexually oriented businesses; and

**WHEREAS**, the City in order to protect the public health, safety and welfare of its residents believes it is now necessary to amend Title XI of the City Code to establish a new Chapter 118, "SEXUALLY ORIENTED BUSINESSES".

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.



**Section 2. Amendments.** Title XI is hereby amended to add Chapter 118: “SEXUALLY ORIENTED BUSINESSES” to the Code of Ordinances of the City of Mattoon as set forth in Attachment “A” to this Ordinance, which is considered to be part of this Ordinance as if fully set forth herein.

**Section 3.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 4.** This ordinance shall be effective upon its approval as provided by law. The City Clerk is hereby directed to publish this Ordinance in pamphlet form.

Upon motion by Mayor Gover, seconded by Commissioner Graven, adopted this 16th day of December, 2014, by a roll call vote, as follows:

AYES (Names):        Commissioner Cox, Commissioner Graven,  
                              Commissioner Hall, Commissioner Owen,  
                              Mayor Gover  
NAYS (Names):        None  
ABSENT (Names):     None

Approved this 16th day of December, 2014.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O’Brien  
Susan J. O’Brien, City Clerk

/s/ Janett S. Winter-Black  
Janett S. Winter-Black, City Attorney

Recorded in the Municipality’s Records on December 16, 2014.

Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion carried by the following votes: YEA Commissioner Cox, YEA Commissioner Graven, Commissioner Hall, Mayor Gover.

Mayor Gover seconded by Commissioner Hall moved to adopt Ordinance No. 2014-5373, establishing a six-month moratorium on the issuance of any permits for Adult Entertainment Facilities and Sexually Oriented Businesses.

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**CITY OF MATTOON, ILLINOIS**  
**ORDINANCE NO. 2014-5373**

**AN ORDINANCE ESTABLISHING A SIX-MONTH  
MORATORIUM ON THE ISSUANCE  
OF ANY PERMITS FOR ADULT ENTERTAINMENT FACILITIES  
AND SEXUALLY ORIENTED BUSINESSES**

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**WHEREAS**, the City of Mattoon (“City”) is a municipal corporation organized and existing under the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

**WHEREAS**, the City has established a comprehensive set of regulations concerning zoning regulation within the City's planning jurisdiction pursuant to and in accordance with Division 13 of the Illinois Municipal Code, 65 ILCS 5/11-13-1 et seq., in Section 159 of the Municipal Code of Ordinances; and

**WHEREAS**, the City has adopted business regulations concerning adult entertainment facilities and sexually oriented businesses; and

**WHEREAS**, the City desires to further coordinate those regulations with appropriate zoning regulations; and

**WHEREAS**, the City has determined that the Code of Ordinances and the regulations that apply to the zoning for adult entertainment facilities and sexually oriented businesses require study and possible revision for proper regulation of land uses involving same in order to determine the possible effects of such uses of property and that such review will promote and enhance the public health, safety, and welfare of the City and its residents; and

**WHEREAS**, the corporate authorities of the City have determined that it would not be in the best interests of the City and its residents—and that it would be deleterious to the public health, safety, and welfare of the City and its residents—to issue any permits for any new adult entertainment facilities and sexually oriented businesses to be located within the City's jurisdiction until the City has carefully examined all applicable regulations, administrative rules, potential effects, and possible amendments to the City's Zoning Ordinance; and

**WHEREAS**, a municipality may suspend and deny the issuance of permits for a particular use when it is actively involved in considering amendments to relevant provisions of its code, ordinances, rules and regulations.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in the Section 1.

**Section 2. ESTABLISHMENT OF TEMPORARY MORATORIUM.**

- A. A Temporary Moratorium shall be, and is hereby, established on the receipt of applications for, the processing of, the approval of, and the issuance of all licenses and permits relating to adult entertainment facilities and sexually oriented businesses, including without limitation, permits for the placement, construction, erection, replacement, repair, modification, addition, use, maintenance, operation, or enlargement of adult entertainment facilities or sexually oriented businesses not constructed or licensed as of the date of this Ordinance ("Temporary Moratorium").
- B. The Temporary Moratorium established in Subsection 2.A of this Ordinance shall be, and is hereby, established for a period of six months from the effective date of this Ordinance, which period shall expire at 12:01 AM on June 16, 2015, unless prior to that time the Mayor and City Council, in their sole and absolute discretion, terminate such Temporary Moratorium by ordinance duly adopted.

**Section 3.** At the time of passage of this Ordinance, there are no pending applications of any kind for adult entertainment facilities or sexually oriented businesses anywhere in the planning jurisdiction of the City of Mattoon and therefore no provision needs to be made for any such pending applications.

**Section 4.** The Mayor and City Council have determined that the six-month moratorium established by this Ordinance to enable the City to examine regulations pertaining to adult entertainment establishments is a matter of public urgency.

**Section 5.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section 6.** All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

**Section 7.** This Ordinance shall be in full force and effect upon passage, approval and publication in pamphlet form as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Hall adopted this 16th day of December, 2014, by a roll call vote as follows:

AYES (Names):        Commissioner Cox, Commissioner Graven,  
                             Commissioner Hall, Commissioner Owen,  
                             Mayor Gover

NAYS (Names):       None

ABSENT (Names):    None

APPROVED this 16<sup>th</sup> day of December, 2014.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ Janett S. Winter-Black  
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on December 16, 2014.

Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Special Ordinance No. 2014-1585, granting a special use for operation of a homeless shelter at 2529,2605,2609 and 2617 Broadway Avenue was not considered. Mattoon P.A.D.S. Petitioner.

**DEPARTMENT REPORTS:**

CITY ADMINISTRATOR/ COMMUNITY DEVELOPMENT answered development questions, right-of-way issues, code updates, planning updates, boundary survey from Census, tax liens, and union contracts. Mayor Gover opened the floor for questions from Council and Public with no response.

CITY ATTORNEY had nothing to report. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted processing of FOIAs, Liquor License renewals, and 2015 Flexible Spending Accounts. Mayor Gover opened the floor for questions with no response.

FINANCE reviewed the November 2014 Financial Report, explained comparison between this year and last, and noted a much tighter budget this year. Mayor Gover questioned an increase in health costs with Director & Treasurer Wright noted employees' experiences in 2016.

PUBLIC WORKS announced the water main near Howell Asphalt complete, Public Works building design to be complete in a couple of weeks, and preparation of sewer replacement in the alleyway between 15<sup>th</sup> and 16<sup>th</sup> Street after New Year. Council members inquired when the Public Works Building would begin construction and update on the Park at 17<sup>th</sup> Street (Heritage Park). Director Barber stated bids were to be taken in early spring and an anticipated construction of Heritage Park in 2015 with landscaping in 2016. Mayor Gover stated the wall on the west side of the former “Thrifty” building was completed. Administrator Gill noted it was about 98% complete with a little more work in the spring.

FIRE provided an update on the Donnelley’s fire in the 110’ tower, accolades on the MFD staff, and thanked Industrial Services and Pagliacci’s for providing support. Commissioner Hall inquired as to Donnelley’s sprinkler system. Chief Nichols stated it helped keep the fire at bay. Mayor Gover opened the floor for questions with no response.

POLICE noted the uneventful Friday night assistance provided to Charleston Police, and successful Shop with a Cop event which raised \$16,000 for needy children’s Christmas; thanked the officers for their time and community for their donations; and announced the graduation of two officers from the Academy on Monday. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM announced two more weeks for Lightworks through December 28<sup>th</sup>, and the planning for next years’ events. Commissioner Hall inquired as to the counts for Lightworks. Director Burgett noted donations and sponsorships were up with the car count as down. Mayor Gover noted a bus from Ferguson, MO visited Lightworks. Mayor Gover opened the floor for questions with no response.

#### COMMENTS BY THE COUNCIL

Commissioners Cox, Hall, and Owen had no further comments. Commissioner Graven noted a successful fourth year for One Stop County Christmas at Lake Land College due to the amazing support from citizens. Mayor Gover thanked all for their attendance and wished everyone a merry Christmas.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 6:53 p.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, NAY Commissioner Owen, YEA Mayor Gover.

The next Council Meeting will be held Tuesday, January 6, 2015 at 6:30 p.m.

/s/ Susan J. O’Brien  
City Clerk